



PATENT APPLICATION

IN THE U.S. PATENT AND TRADEMARK OFFICE

April 16, 2010

Applicants : Hirofumi TAKIKAWA et al
For : CARBON NANOBALLOON STRUCTURE AND METHOD FOR
PREPARATION THEREOF, AND ELECTRON EMITTER

Serial No. : 10/594 368 Group: 1793
Confirmation No.: 4669
Filed : September 27, 2006 Examiner: Hou
International Application No.: PCT/JP2005/006441
International Filing Date : March 25, 2005
Atty. Docket No.: 3796.P0053US
Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Sir:

Applicants hereby appeal to the Board of Appeals from the decision mailed October 21, 2009 of the Primary Examiner finally rejecting Claims 8 and 9.

(Please see following page.)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 16, 2010.

Respectfully submitted,


Terryence F. Chapman

04/19/2010 SDENR083 00000021 10594368

01 FC:1253
02 FC:1001

1110.00 OP
540.00 OP

The items checked below are appropriate:

[X] A Petition and fee for extension accompany this Notice.

[X] Appeal fee:

[X] \$540.00 (large entity).

[] \$270.00 (small entity). Small entity status is
claimed, see 37 CFR 1.27.

[X] A check for \$1,650.00 is enclosed to cover fees.

[] Please charge the Appeal Fee of \$_____ to Deposit
Account 06-1382.

[X] The Commissioner is hereby authorized to charge any
additional fees required by this paper or to credit any
overpayment to Deposit Account No. 06-1382.

[X] An acknowledgement Postal Card is enclosed.

Respectfully submitted,


Terryence F. Chapman

TFC/smd

FLYNN, THIEL, BOUTELL
& TANIS, P.C.
2026 Rambling Road
Kalamazoo, MI 49008-1631
Phone: (269) 381-1156
Fax: (269) 381-5465

Terryence F. Chapman	Reg. No. 32	549
Mark L. Maki	Reg. No. 36	589
Liane L. Churney	Reg. No. 40	694
Brian R. Tumm	Reg. No. 36	328
Heon Jekal	Reg. No. 64	219
Eugene J. Rath III	Reg. No. 42	094
Dale H. Thiel	Reg. No. 24	323
David G. Boutell	Reg. No. 25	072
Sidney B. Williams, Jr.	Reg. No. 24	949

Encl: Listed Above

150.10/08